

# Exhibit 14

<p style="text-align: right;">Page 38</p> <p>1 MS. HURST: Objection, form, beyond 2 the scope, calls for improper expert testimony. 3 MR. DeCLERCK: I'll join in these 4 objections.</p> <p>5 A. What it means is it would implement 6 the specifications for Java.</p> <p>7 BY MR. BAYLEY:</p> <p>8 Q. And by "implement," you mean write 9 source code consistent with the specifications 10 for Java?</p> <p>11 A. Yes.</p> <p>12 Q. Has IBM ever used source code 13 derived from the Apache Harmony Project in its 14 products?</p> <p>15 A. Yes.</p> <p>16 Q. Which -- strike that. Which 17 products has IBM used Apache Harmony code in 18 its products?</p> <p>19 MS. HURST: Objection, form.</p> <p>20 A. The IBM Java SE SDK.</p> <p>21 BY MR. BAYLEY:</p> <p>22 Q. Any other products besides the IBM 23 SE SDK?</p> <p>24 A. No.</p> <p>25 Q. And what is the IBM SE SDK?</p>	<p style="text-align: right;">Page 40</p> <p>1 BY MR. BAYLEY: 2 Q. What other products besides those 3 products use the IBM SE SDK? 4 A. I'd have to consult the list. It's 5 a long list.</p> <p>6 BY MR. BAYLEY: 7 Q. So sitting here today, can you think 8 of any other IBM products that use the IBM SE 9 SDK?</p> <p>10 A. Yes. I have to give you -- I have 11 to get the right names.</p> <p>12 The Rational products, which are 13 Eclipse based, all are built on the IBM Java.</p> <p>14 Q. Any other products that use the IBM 15 SE SDK that you can think of sitting here 16 today?</p> <p>17 MS. HURST: Objection, form.</p> <p>18 A. No.</p> <p>19 BY MR. BAYLEY: 20 Q. You mentioned earlier that Apache 21 Harmony contains implementations of Java class 22 libraries. Do you remember that?</p> <p>23 MS. HURST: Objection, form, beyond 24 the scope and improper expert testimony.</p> <p>25 A. Yes.</p>
<p style="text-align: right;">Page 39</p> <p>1 A. It's an implementation of Java SE, 2 which is then used by other IBM products that 3 are written in Java.</p> <p>4 Q. Okay, and what are the other IBM 5 products that use the IBM SE SDK?</p> <p>6 MS. HURST: Objection, form.</p> <p>7 A. There are many. Application Server 8 is one of them.</p> <p>9 BY MR. BAYLEY:</p> <p>10 Q. Any other IBM products that use the 11 IBM SE SDK that you can think of sitting here 12 today?</p> <p>13 A. There's lots.</p> <p>14 Q. Can you give me a list?</p> <p>15 MS. HURST: Objection, form.</p> <p>16 A. Off the top of my head? Lotus Notes 17 was using it. IBM Commerce. There's lots and 18 lots of products.</p> <p>19 BY MR. BAYLEY:</p> <p>20 Q. Anything else -- strike that.</p> <p>21 Any other products besides 22 WebSphere, Lotus Notes and IBM Commerce that 23 use the IBM SE SDK?</p> <p>24 MS. HURST: Objection, form.</p> <p>25 A. Yes.</p>	<p style="text-align: right;">Page 41</p> <p>1 BY MR. BAYLEY: 2 Q. Okay. Are you familiar with the 3 concept of Java API packages?</p> <p>4 MS. HURST: Same objections.</p> <p>5 MR. DeCLERCK: Join.</p> <p>6 A. Yes.</p> <p>7 BY MR. BAYLEY: 8 Q. Okay. Is there a difference in your 9 mind between Java API packages and Java class 10 libraries?</p> <p>11 MS. HURST: Objection, form, beyond 12 the scope, improper expert testimony.</p> <p>13 MR. DeCLERCK: I'll join.</p> <p>14 A. I don't know how to answer the 15 question.</p> <p>16 BY MR. BAYLEY: 17 Q. Is there a difference in your mind 18 between Java class libraries and Java API 19 packages?</p> <p>20 MS. HURST: Same objections.</p> <p>21 A. One is a generic term. Java class 22 libraries means a collection of the Java API 23 packages, so that would be the difference, I 24 guess.</p> <p>25 BY MR. BAYLEY:</p>